

REMARKS

Claims 1, 3-7 and 9-12 are pending in this application. By this Amendment, claims 1, 3, 5, 7, 9 and 10 are amended. Claims 2 and 8 are canceled. No new matter is added.

Reconsideration in view of the above amendments and the following remarks is respectfully requested.

The Office Action rejects claims 1-6 and 11 under 35 U.S.C. §102(b) as being anticipated by Wellman (U.S. Patent No. 6,212,449); and rejects claims 7-10 and 12 under 35 U.S.C. §103(a) as being unpatentable over Wellman in view of Chou (U.S. Patent No. 6,330,499). Applicant respectfully traverses these rejections.

Applicant respectfully asserts that Wellman and Chou, either individually or in combination, fail to disclose or suggest a recovery process execution means that is installed in the vehicle to make the vehicle itself perform the recovery process that is instructed, as recited in independent claims 1, 5 and 7.

Wellman discloses a diagnostic system that allows a technician to perform a step by step diagnosis and repair of a vehicle based on fault codes. In col. 2, lines 16-41, Wellman discloses that such fault codes correspond with different possible faults within the vehicle. Once the diagnosis is completed, a corresponding fault code provides a technician with the location and identification of problems within the vehicle. In col. 4, lines 47-67, Wellman further discloses a lift-truck control panel equipped with a diagnosis system. However, Wellman, at col. 7, lines 55-66, merely discloses that a user interface allows a technician to evaluate the faults. Because the system, as taught by Wellman, only notifies a technician of a fault, the system fails to disclose that a vehicle fault is recovered by the vehicle itself.

Chou fails to cure the above-noted deficiencies of Wellman. Chou, at col. 3, lines 47-61, discloses a system and method for diagnosing and monitoring the health of a vehicle. The hardware of the system includes computer hardware, a GPS receiver and a communication

means to communicate with the central server. In col. 6, lines 55-67, Chou discloses that diagnostic trouble codes, are generated by the vehicle's computer, sent to a fault monitor and can be located internally or externally to a vehicle. However, these diagnostic trouble codes merely notify users, for example, the driver or a monitoring service external to the vehicle, that a fault has occurred. Chou fails to disclose or suggest any assessment and resolution of the faults by the vehicle itself.

Therefore, Applicant respectfully asserts that Wellman and Chou, either individually or in combination, fail to disclose or suggest a recovery process execution means that is installed in the vehicle to make the vehicle itself perform the recovery process that is instructed, as recited in independent claims 1, 5 and 7. Accordingly, Applicant respectfully requests that the Examiner withdraw the rejections.

In view of the foregoing, it is respectfully submitted that this application is in condition for allowance. Favorable reconsideration and prompt allowance of claims 1, 3-7 and 9-12 are earnestly solicited.

Should the Examiner believe that anything further would be desirable in order to place this application in even better condition for allowance, the Examiner is invited to contact the undersigned at the telephone number set forth below.

Respectfully submitted,



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Attachment:

Petition for Extension of Time

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